

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 32, As Amended

BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO THE STATE ATHLETIC COMMISSION; AMENDING SECTION 54-402, IDAHO CODE, TO REVISE DEFINITIONS, TO DEFINE A TERM, TO REMOVE DEFINITIONS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 54-405, IDAHO CODE, TO REVISE THE COMMISSION'S POWER RELATING TO THE REVOCATION OF SANCTIONING PERMITS FOR CERTAIN CONTESTS AND EXHIBITIONS, TO PROVIDE CORRECT TERMINOLOGY AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 54-406, IDAHO CODE, TO REVISE PROVISIONS RELATING TO THE COMMISSION'S DUTIES AND POWER, TO PROVIDE CORRECT TERMINOLOGY AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 54-407, IDAHO CODE, TO REVISE REQUIREMENTS FOR ELIGIBILITY TO COMPETE IN BOXING CONTESTS OR EXHIBITIONS AND TO PROVIDE CORRECT TERMINOLOGY; AMENDING SECTION 54-408, IDAHO CODE, TO REVISE PROVISIONS RELATING TO BONDS, OTHER TYPES OF FINANCIAL SECURITY AND MEDICAL INSURANCE AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 54-410, IDAHO CODE, TO REVISE PROVISIONS RELATING TO ISSUING LICENSES OR SANCTIONING PERMITS; AMENDING SECTION 54-411, IDAHO CODE, TO REMOVE A PROVISION RELATING TO PARTICIPANT CHANGES FOR CERTAIN EXHIBITIONS, TO REVISE PROVISIONS RELATING TO THE TAX ON GROSS RECEIPTS AND TO PROVIDE CORRECT TERMINOLOGY; AMENDING SECTION 54-414, IDAHO CODE, TO REVISE REQUIREMENTS RELATING TO BOXING ROUNDS AND BOUTS; AMENDING SECTION 54-415, IDAHO CODE, TO REVISE PROVISIONS RELATING TO PHYSICIANS ATTENDANCE AND EXAMINATIONS OF COMBATANTS AND TO PROVIDE CORRECT TERMINOLOGY; AND AMENDING SECTIONS 54-416, 54-417, 54-418, 54-420, 54-421 AND 54-422, IDAHO CODE, TO PROVIDE CORRECT TERMINOLOGY.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. That Section 54-402, Idaho Code, be, and the same is hereby amended to read as follows:

54-402. DEFINITIONS. (1) The terms used in this chapter have the following meanings:

(a) "Amateur combatant" means an individual who has never been a professional ~~boxer, kickboxer, martial artist or professional wrestler~~ combatant, as defined in this chapter, as well as an individual who has never received nor competed for any purse or other article of value, either for participating in any contest or exhibition of unarmed combat or for

the expenses of training therefor, other than a noncash prize which does not exceed fifty dollars (\$50.00) in value.

(b) "Applicant" means any individual, club, association, corporation, partnership, trust or other business entity which submits an application to the commission for a license or permit pursuant to this chapter.

(c) "Booking agent" means persons who act as bookers, agents, agencies and representatives who secure engagements and contracts for ~~boxers~~ combatants.

(d) "Boxing" means the pugilistic act of attack and defense with the fists, practiced as a sport. The term includes all variations of the sport permitting or using other parts of the human body to deliver blows upon an opponent including, but not limited to, the foot, knee, leg, elbow or head. "Boxing" includes, but is not limited to, kickboxing and martial arts but does not include professional wrestling.

(e) "Broadcast" means any audio or visual transmission sent by any means of signal within, into, or from this state, whether live or taped or time delayed, and includes any replays thereof.

(f) "Bureau" means the Idaho bureau of occupational licenses.

(g) "Closed-circuit telecast" means any telecast of ~~professional boxing contests, professional boxing exhibitions or professional wrestling exhibitions~~ which is not intended to be available for viewing without the payment of a fee, collected or based upon each telecast viewed, or for the privilege of viewing the telecast.

(h) "Club" means an incorporated or unincorporated association or body of individuals voluntarily united and acting together for some common or special purpose.

(i) "College" and ~~or~~ "university" means:

(i) An educational institution of higher learning that typically grants associate's, bachelor's, master's or doctorate degrees;

(ii) A division or school of a university; and

(iii) As used in this chapter, also includes educational institutions known as junior colleges, community colleges and professional-technical schools.

(j) "Combatant" means an individual who takes part as a competitor in a contest or exhibition.

(k) "Commission" means the state athletic commission.

(~~k~~) "Commissioner" means the state athletic commissioner.

(~~l~~m) "Contest" means a match in which the participants strive earnestly in good faith to win.

~~(m) "Contestant" means an individual who takes part as a competitor in a boxing contest, boxing exhibition or wrestling exhibition.~~

(n) "Corner person" means, but shall not be limited to, a trainer, a second, or any other individual who attends the ~~contestant~~ combatant during a match.

(o) "Exhibition" means an engagement in which the participants show or display their skill without necessarily striving to win, such as a wrestling match between professional wrestlers or ~~boxing match~~ a contest where ~~contestants~~ combatants are sparring.

(p) "Judge" means an individual other than a referee who shall have a vote in determining the winner of any contest.

(q) "Kickboxing" means any form of competitive pugilistic contest or exhibition in which blows are delivered with the hand and any part of the foot.

(r) "License" means a certificate issued by the commission to participants of sanctioned professional contests and exhibitions or amateur contests and exhibitions which are not exempt from regulation under section 54-406(3), Idaho Code, which is required for participation in such events.

(s) "Licensee" means a person who has been issued a license by the commission.

(t) "Manager" means a person who controls or administers the affairs of any professional ~~contestant~~ combatant. The term "manager" includes a person acting as a booking agent or a person acting as the representative of a manager.

(u) "Martial arts" means any form of karate, kung fu, tae kwon do, sumo, judo or any other system or form of combat or self-defense art.

(v) "Matchmaker" means a person who brings together or induces ~~contestants~~ combatants regulated by the commission to participate in contests or exhibitions regulated by the commission or a person who arranges contests or exhibitions regulated by the commission.

(w) "Participant" means any person who is required by this chapter to be licensed by the commission in connection with taking part in or being associated with a contest or exhibition regulated by the commission.

(x) "Person" means any individual, partnership, limited liability company, club, association, corporation, organization, secondary school, college, university, trust or other legal entity.

(y) "Physician" means an individual licensed under the laws of this state to engage in the general practice of medicine or osteopathic medicine.

(z) "Professional ~~boxer~~ combatant" means an individual eighteen (18) years of age or older who participates as a ~~contestant~~ competitor in a ~~boxing event~~ contest or exhibition for money, prizes, or purses, or who teaches, instructs, or assists in the practice of ~~boxing unarmed combat~~ or sparring as a means of obtaining pecuniary gain.

(aa) "Professional contest and professional exhibition" means any ~~boxing match~~ contest or wrestling exhibition conducted within this state involving professional ~~boxing or wrestling~~ contestants combatants.

~~(bb) "Professional wrestler" means an individual eighteen (18) years of age or older who participates as a contestant in a wrestling exhibition for money, prizes, or purses, or who teaches, instructs, or assists in wrestling exhibitions as a means of obtaining pecuniary gain.~~

~~(cc) "Professional wrestling" means an activity, other than boxing, in which contestants~~ combatants struggle hand-to-hand primarily for the purpose of providing entertainment to spectators and which does not comprise a bona fide athletic contest or competition.

~~(d) "Promoter" means any person including an owner, officer, partner, member, director, employee or shareholder thereof, who produces, arranges or stages any professional wrestling exhibition, any professional contest or exhibition, or any amateur contest or exhibition which that~~ is not exempt from regulation pursuant to section 54-406(3), Idaho Code.

~~(e) "Pugilistic" means an act related to the skill or practice of fighting with the fists.~~

~~(f) "Purse" means the financial guarantee or any other remuneration or thing of value for which a person participates in a professional boxing contest, professional boxing exhibition or professional wrestling exhibition.~~

(~~ee~~ff) "Ring official" means any individual who performs an official function during the progress of a regulated contest or exhibition including, but not limited to, timekeepers, judges, referees and attending physicians.

(~~hh~~gg) "Sanctioning permit" means a license issued by the commission to a promoter which authorizes the holding of contests and exhibitions, ~~kickboxing contests and exhibitions, martial arts contests and exhibitions or professional wrestling contests and exhibitions.~~

(~~hh~~h) "Secondary school" ~~shall~~ means a school which, for operational purposes, is organized and administered on the basis of grades seven (7) through twelve (12), inclusive, or any combination thereof.

(~~jj~~ii) "Sparring" means to engage in a form of ~~boxing with jabbing or feinting movements, and the exchange of few heavy blows~~ unarmed combat, such as occurs in a practice or exhibition match.

(~~kk~~jj) "Trainer" means an individual who assists, coaches or instructs any unarmed combatant with respect to physical conditioning, strategy, techniques or preparation for competition in contests or exhibitions which are not exempt from regulation pursuant to section 54-406(3), Idaho Code.

(~~kk~~k) "Unarmed combat" means a fight or contest between individuals or groups without the use of weapons other than the natural appurtenances of the human body.

(2) To the extent the commission deems pertinent, any specialized term not otherwise defined in this chapter may be defined by rule.

SECTION 2. That Section 54-405, Idaho Code, be, and the same is hereby amended to read as follows:

54-405. SANCTIONING PERMIT FOR ~~BOXING, KICKBOXING, MARTIAL ARTS AND WRESTLING EVENTS~~ AMATEUR AND PROFESSIONAL CONTESTS AND EXHIBITIONS – TELECASTS. The commission shall have power to issue and for cause to immediately revoke any sanctioning permit to conduct ~~boxing amateur and professional contests and exhibitions, kickboxing contests and exhibitions, martial arts contests and exhibitions, or wrestling contests and exhibitions,~~ including a simultaneous telecast of any live, current or spontaneous contests and exhibitions on a closed-circuit telecast within this state, whether originating in this state or elsewhere, and for which a charge is made, as herein provided under such terms and conditions and at such times and places as the commission may determine. Such permit shall entitle the holder thereof to conduct contests and exhibitions under such terms and conditions and at such times and places as the commission may determine. In case the commission shall refuse to grant a permit to any applicant, or shall cancel any permit, such applicant, or the holder of such canceled permit shall be entitled, upon application, to a hearing to be held not less than sixty (60) days after the filing of such order at such place as the commission may designate; provided however, that it has been found by a valid finding and such finding is fully set forth in the order, that the applicant or permittee has been guilty of any felony or of disobeying any provision of this chapter, such hearing shall be denied.

SECTION 3. That Section 54-406, Idaho Code, be, and the same is hereby amended to read as follows:

54-406. DUTIES OF COMMISSION – SANCTIONING PERMITS – LICENSING – EXEMPTIONS – MEDICAL CERTIFICATION. (1) The commission shall have power, and it shall be its duty, to direct, supervise and control all boxing amateur and professional contests and exhibitions, ~~kickboxing contests and exhibitions, martial arts contests and exhibitions, and wrestling contests and exhibitions conducted~~ within the state and no such contest or exhibition shall be held or given within this state except in accordance with the provisions of this chapter. The commission has authority to adopt rules to implement the provisions of this chapter and to implement each of the duties and responsibilities conferred upon the commission including, but not limited to:

- (a) Development of an ethical code of conduct for commissioners, commission staff and commission officials;
- (b) Facility and safety requirements relating to the ring, floor plan and apron seating, emergency medical equipment and services, and other equipment and services necessary for the conduct of a program of matches;
- (c) Requirements regarding a participant's apparel, bandages, handwraps, gloves, mouthpiece and appearance during a match;
- (d) Requirements relating to a manager's participation, presence, and conduct during a match;
- (e) Duties and responsibilities of all licensees under this chapter;
- (f) Procedures for hearings and resolution of disputes;
- (g) Qualifications for appointment of referees and judges;
- (h) Designation and duties of a knockdown timekeeper;
- (i) Setting fee and reimbursement schedules for referees and other officials appointed by the commission or the representative of the commission; and
- (j) Establishment of criteria for approval, disapproval, suspension of approval, and revocation of approval of amateur sanctioning organizations for amateur ~~boxing and kickboxing matches~~ contests and exhibitions held in this state including, but not limited to, the health and safety standards the organizations use before, during and after the matches to ensure the health, safety and well-being of the amateurs ~~combatants~~ combatants participating in the matches, including the qualifications and numbers of health care personnel required to be present, the qualifications required for referees, and other requirements relating to the health, safety and well-being of the amateurs ~~combatants~~ combatants participating in the matches. The commission may adopt by rule, or incorporate by reference into rule, the health and safety standards of United States amateur boxing, inc., as the minimum health and safety standards for an amateur boxing sanctioning organization, and the health and safety standards of the international amateur kickboxing sport association as the minimum health and safety standards for an amateur kickboxing sanctioning organization.

(2) The commission may, in its discretion, issue or refuse to issue and for cause immediately revoke sanctioning permits to conduct, hold or give amateur and professional contests or exhibitions whether or not an admission fee is charged by any person, organization, association or fraternal society. The commission may also, in its discretion, issue or refuse to issue and for cause immediately revoke or suspend or otherwise sanction licenses for participants of sanctioned contests and exhibitions.

(3) Specifically exempt from the provisions of this chapter are all contests or exhibitions ~~which~~ that:

(a) Are contests or exhibitions conducted by any secondary school, college or university, whether public or private, where all the participating contestants are bona fide students enrolled in any secondary school, college or university, within or without this state; or

(b) Are entirely contests or exhibitions, in which all ~~contestants~~ combatants are amateurs, and which have been sanctioned as amateur athletic ~~events~~ contests or exhibitions by any of the following associations:

(i) United States amateur boxing, inc., also known as USA boxing, inc.;

(ii) Amateur athletic union of United States, inc., also known as the national amateur athletic union, the amateur athletic union and the AAU;

(iii) Any other entity that the commission approves as an officially recognized amateur boxing or other amateur athletic sanctioning authority, which shall be subject to annual review for purposes of renewal; or

(c) Are contests or exhibitions held under the auspices or sanction of an established nonprofit secondary school activities organization or of its public or nonprofit accredited secondary school members, or held under the auspices or sanction of an established college or university activities organization or its public or not-for-profit accredited college or university members;

(d) Are contests or exhibitions conducted by any military installation or branch of the United States armed forces, or the state national guard, where the participants are employed by the military installation, are members of the branch of the armed forces, or the state national guard unit conducting the contest or exhibition.

(4) ~~Provided, further,~~ that every ~~contestant~~ combatant in any contest or exhibition exempt under the provisions of this chapter, prior to engaging in and conducting such contest or exhibition, shall be examined by a licensed physician at least once in each calendar year, or where such contest is conducted by a secondary school, college or university or organization as further described in this section, once in each academic year in which instance the physician shall also designate the maximum and minimum weights at which the ~~contestant~~ combatant shall be medically certified to participate. ~~Provided further,~~ that no ~~contestant~~ combatant shall be permitted to participate in any such contest or exhibition in any weight classification other than that or those for which he is certificated. ~~Provided further,~~ that the exempted organizations shall be governed by the provisions of section 54-414, Idaho Code, as that section applies to contests or exhibitions conducted by persons exempted in this section from the general provisions of this chapter. No contest or exhibition shall be conducted within this state except pursuant to a license issued in accordance with the provisions of this chapter and the rules of the commission except as hereinabove provided.

SECTION 4. That Section 54-407, Idaho Code, be, and the same is hereby amended to read as follows:

54-407. TIME BETWEEN BOXING CONTESTS. (1) In no case may a boxing ~~contestant~~ combatant participate in more than one (1) boxing contest or exhibition in any twenty-four (24) hour period.

(2) Without the special permission of the commission, a boxing ~~contestant~~ combatant may not compete in a boxing contest or exhibition in this state unless:

(a) Four (4) days have elapsed since his last contest if the contest lasted for no more than four (4) rounds.

(b) Seven (7) days have elapsed since his last contest if the contest lasted five (5) or six (6) rounds.

(c) Fourteen (14) days have elapsed since his last contest if the contest lasted ~~nine~~ seven (9) or ~~ten~~ eight (10) rounds.

(d) Twenty-one (21) days have elapsed since his last contest if the contest lasted nine (9) or ten (10) rounds.

(e) Forty-five (45) days have elapsed since his last contest if the contest lasted eleven (11) or twelve (12) rounds.

~~(f) Sixty (60) days have elapsed since his last contest if the contest lasted thirteen (13) or more rounds.~~

SECTION 5. That Section 54-408, Idaho Code, be, and the same is hereby amended to read as follows:

54-408. PROMOTERS – BOND OR OTHER SECURITY – MEDICAL INSURANCE. (1) Before any sanctioning permit is issued to any promoter to conduct or hold a contest or exhibition which is not exempt from regulation pursuant to section 54-406(3), Idaho Code, the applicant shall file with the commission a bond or other form of financial security payable to the state of Idaho in an amount determined by the commission, executed by the applicant and a surety company or companies authorized to do business in this state, and conditioned upon the faithful performance by the promoter, which shall include, but not be limited to, the cancellation of a contest or exhibition without good cause as determined by the commission once the event has been approved by the commission.

(2) The bond or other form of financial security required under this section shall guarantee the payment of all taxes, fees, fines and other moneys due and payable pursuant to the provisions of this chapter and the rules of the commission including, but not limited to, the payment of purses to the participants, other than the promoter, any contributions for required insurance, pensions, disability and medical examinations, the repayment to ticketholders of purchased tickets, and if applicable, the payment of fees to ring officials and physicians and, in the event of the cancellation of a contest or exhibition approved by the commission without good cause, an amount determined by the commission.

(3) After issuance of a sanctioning permit to a promoter, the commission may modify the amount of bond or other form of financial security required to ensure adequate and sufficient coverage for payment of taxes, fees, fines, purses, and other moneys due and payable pursuant to the provisions of this section. Failure of any promoter to secure a modified bond or other form of financial security required pursuant to this subsection within such period of time as the commission may prescribe, shall be grounds for revocation of the sanctioning permit of such promoter.

(4) All ~~bond~~ proceeds collected pursuant to the provisions of this section shall be deposited in the state treasury to the credit of the occupational licenses fund.

~~(5) Boxing and wrestling p~~ Promoters must obtain health insurance to cover any injuries incurred by participants, other than the promoter, at the time of the event.

SECTION 6. That Section 54-410, Idaho Code, be, and the same is hereby amended to read as follows:

54-410. ISSUANCE OF A LICENSE OR SANCTIONING PERMIT. Upon the approval by the commission of any application for a license or sanctioning permit, as hereinabove provided, and the filing of the bond or other form of financial security the commission shall forthwith issue such license or sanctioning permit.

SECTION 7. That Section 54-411, Idaho Code, be, and the same is hereby amended to read as follows:

54-411. STATEMENT AND REPORT OF EVENT – TAX ON GROSS RECEIPTS. (1) Any promoter as herein provided shall, within seven (7) days prior to the holding of any contest or exhibition, file with the commission a statement setting forth the name of each ~~contestant~~ professional combatant, his manager or managers and such other information as the commission may require. ~~Participant changes within a twenty four (24) hour period regarding a wrestling exhibition may be allowed after notice to the commission, if the new participant holds a valid license under this chapter.~~ Within seventy-two (72) hours after the termination of any contest or exhibition the promoter shall file with the commission representative a gross receipts report, duly verified as the commission may require showing the number of tickets sold for such contest or exhibition, the price charged for such tickets and the gross receipts thereof, and such other and further information as the commission may require. The promoter shall pay to the commission at the time of filing the above report a tax equal to five percent (5%) of the gross receipts for deposit by the commission.

(2) The number of complimentary tickets shall be limited to two percent (2%) of the total tickets sold per event location. All complimentary tickets exceeding this set amount shall be subject to taxation.

(3) Gross receipts reports signed under oath shall also include:

(a) The name of the promoter;

(b) The ~~boxing~~ contest, ~~boxing exhibition~~ or ~~wrestling~~ exhibition sanctioning permit number;

(c) The promoter's business address and any license or sanctioning permit number required of such promoter by law;

(d) Gross receipts as specified by this section, during the period specified by this section; and

(e) Such further information as the commission may require to enable it to compute correctly and collect the assessment levied pursuant to this section.

(4) In addition to the information required on gross receipts reports, the commission may request, and the promoter shall furnish, any information deemed necessary for a correct computation of the assessment levied pursuant to this section.

(5) All levies pursuant to this section shall be collected by the commission and shall be deposited in the state treasury to the credit of the occupational licenses fund.

(6) The moneys collected from the assessment levied pursuant to the provisions of this section shall be in addition to all other revenues and funds received by the commission.

(7) The promoter shall compute and pay to the commission the required assessment due. If the payment of the assessment is not postmarked or delivered to the commission as specified in subsection (1) of this section, the assessment shall be delinquent from such date.

(8) Of the moneys collected by the commission pursuant to the tax authorized in subsection (1) of this section, up to five percent (5%) of said tax may be used by the commission for the promotion and support of amateur ~~boxing~~ contests and exhibitions in

1 this state. All parties interested in receiving a distribution must submit an application to the
 2 commission which shall include the name of the person or entity applying and a detailed
 3 description of what the applicant intends to do with the distribution if granted. The commission
 4 shall consider all applications and assign distributions, if any, at the end of each fiscal year to
 5 those applicants the commission deems most qualified.

6 (9) It shall be the duty of every promoter required to make a gross receipts report and
 7 pay any assessment pursuant to the provisions of this section to keep and preserve suitable
 8 records and documents which may be necessary to determine the amount of assessment
 9 due as will substantiate and prove the accuracy of such reports. All such records shall be
 10 preserved for a period of three (3) years, unless the commission, in writing, has authorized their
 11 destruction or disposal at an earlier date, and shall be open to examination at any time by the
 12 commission or by its authorized agents.

13 SECTION 8. That Section 54-414, Idaho Code, be, and the same is hereby amended to
 14 read as follows:

15 54-414. BOXING ROUNDS AND BOUTS LIMITED. ~~—WEIGHT OF GLOVES.~~ No
 16 boxing contest or boxing exhibition held in this state whether under the provisions of this
 17 chapter or otherwise shall be for more than ten (10) rounds. Each round in a contest or
 18 exhibition shall be scheduled to last for the same length of time. No one (1) round of any
 19 boxing contest or exhibition shall be scheduled for longer than three (3) minutes and there
 20 shall be not less than one (1) minute intermission between each round. In the event of bouts
 21 involving a state or regional championship, the commission may grant an extension of no
 22 more than two (2) additional rounds to allow total bouts of twelve (12) rounds, ~~and in bouts~~
 23 ~~involving a national or world championship the commission may grant an extension of no more~~
 24 ~~than five (5) additional rounds to allow total bouts of fifteen (15) rounds. No participant in~~
 25 ~~any boxing contest or boxing exhibition shall be permitted to wear gloves weighing less than~~
 26 ~~eight (8) ounces each; provided, however, that no participants weighing more than one hundred~~
 27 ~~forty seven (147) pounds shall be permitted to wear gloves weighing less than ten (10) ounces~~
 28 ~~each.~~ The commission shall promulgate rules to assure clean and sportsmanlike conduct on
 29 the part of all participants and officials, and the proper and orderly conduct of the contest or
 30 exhibition in all respects, including, but not limited to, the weight of the gloves required for
 31 contests and exhibitions, and to otherwise make rules consistent with this chapter, but such
 32 rules shall apply only to contests or exhibitions held under the provisions of this chapter.

33 SECTION 9. That Section 54-415, Idaho Code, be, and the same is hereby amended to
 34 read as follows:

35 54-415. PHYSICIAN'S ATTENDANCE – EXAMINATION OF ~~CONTESTANTS~~
 36 COMBATANTS. (1) Each ~~contestant~~ combatant for a ~~boxing~~ contest or ~~boxing~~ exhibition
 37 shall be examined within ~~eight~~ thirty-six (36) hours prior to the contest or exhibition by a
 38 physician appointed by the commission. The physician shall forthwith and before such contest
 39 or exhibition report in writing and over his signature the physical condition of each and every
 40 ~~contestant~~ combatant to the commissioner or agent present at such contest. Blank forms of
 41 physicians' reports shall be provided by the commission and all questions upon such blanks
 42 shall be answered in full. At the discretion of the commission and immediately prior to a
 43 contest or exhibition, the commission may require a ~~contestant~~ combatant to be examined by

a physician appointed by the commission. No ~~contestant~~ combatant whose physical condition is not approved by the examining physician shall be permitted to participate in any contest or exhibition. The promoter conducting such contest or exhibition shall pay the examining physician a fee in the amount designated by the commission. No ~~boxing contest, boxing exhibition or wrestling~~ exhibition shall be held unless a physician ~~appointed by the commission~~ is present throughout the contest or exhibition. The promoter shall pay the fees, in the amount designated by the commission, of the physician who is required to be present at a contest or exhibition.

(2) ~~The commission may select any practicing physician as the examining or attending physician.~~ The physician present at the contest or exhibition shall have the authority to stop any contest or exhibition when in the physician's opinion it would be dangerous for a ~~contestant~~ combatant to continue.

SECTION 10. That Section 54-416, Idaho Code, be, and the same is hereby amended to read as follows:

54-416. ANNUAL LICENSES – FEES – REVOCATION. (1) The commission shall grant annual licenses in compliance with the rules prescribed by the commission, and the payment of the fees, the amount of which is to be determined by the commission upon application, prescribed to promoters, managers, booking agents, matchmakers, ring officials, ~~boxers, wrestlers,~~ combatants and corner persons; provided, that the provisions of this section shall not apply to ~~contestants~~ combatants or other persons who may participate in contests or exhibitions which are exempted from the provisions of this chapter pursuant to section 54-406(3), Idaho Code.

(2) Any such license may be revoked by the commission for any cause which it shall deem sufficient.

(3) No person shall participate or serve in any of the above capacities unless licensed as provided in this chapter.

(4) The ring officials for any contest shall be designated by the commission from among the active pool of licensed or appointed ring officials.

(5) The ring officials for any exhibition shall be provided by the promoter and licensed by the commission.

SECTION 11. That Section 54-417, Idaho Code, be, and the same is hereby amended to read as follows:

54-417. PARTICIPATION IN PURSE – CONDUCTING SHAM ~~BOXING EVENTS~~ CONTESTS OR EXHIBITIONS – FORFEITURE OF LICENSE. Any person promoting ~~boxing~~ exhibitions or contests who shall directly or indirectly participate in the purse or fee of any manager of any ~~boxers or any boxer~~ combatant and any licensee who shall conduct or participate in any sham or fake ~~boxing~~ contest or exhibition shall thereby forfeit any licenses issued pursuant to this chapter and the commission shall declare the license canceled and void and the licensee shall not thereafter be entitled to receive another such license, or any license issued pursuant to the provisions of this chapter.

SECTION 12. That Section 54-418, Idaho Code, be, and the same is hereby amended to read as follows:

1 54-418. VIOLATION OF RULES – SHAM ~~BOXING EVENTS~~ CONTESTS OR
 2 EXHIBITIONS – PENALTIES. Any participant ~~or licensee~~ who shall participate in any sham
 3 or fake ~~boxing~~ contest or exhibition and any ~~licensee or~~ participant who violates any rule of
 4 the commission shall be penalized in the following manner. For the first offense he shall be
 5 restrained by order of the commission for a period of not less than three (3) months from
 6 participating in any event contest or exhibition held under the provisions of this chapter, such
 7 suspension to take effect immediately after the occurrence of the offense, for any second
 8 offense such participant or licensee shall be forever suspended from participation in any ~~event~~
 9 contest or exhibition under the provisions of this chapter.

10 SECTION 13. That Section 54-420, Idaho Code, be, and the same is hereby amended to
 11 read as follows:

12 54-420. PROHIBITIONS – PENALTIES – INJUNCTIONS. (1) Any person conducting
 13 or participating in ~~boxing~~ contests or exhibitions, ~~kickboxing contests or exhibitions, martial~~
 14 ~~arts contests or exhibitions or wrestling contests or exhibitions~~ within this state without first
 15 having obtained a license or sanctioning permit in the manner provided in this chapter is in
 16 violation of the provisions of this chapter, excepting such contests excluded from the operation
 17 of the provisions of this chapter in section 54-406(3), Idaho Code.

18 (2) It is unlawful for any promoter or person associated with or employed by any
 19 promoter to destroy any ticket or ticket stub, whether sold or unsold, within three (3) months
 20 after the date of any contest or exhibition.

21 (3) The striking of any individual who is not a licensed ~~contestant~~ combatant in that
 22 particular ~~boxing~~ contest, ~~boxing exhibition~~ or ~~wrestling~~ exhibition shall constitute grounds for
 23 suspension, revocation or both of a license issued pursuant to the provisions of this chapter.

24 (4) Any person violating any of the provisions of this chapter or the rules of the
 25 commission for which no penalty is otherwise herein provided, upon conviction, shall be guilty
 26 of a misdemeanor and shall be punished by the imposition of a fine of not more than one
 27 thousand dollars (\$1,000) or by incarceration in the county jail for not more than thirty (30)
 28 days or by both such fine and incarceration. The commission shall suspend or revoke the
 29 license of any person convicted of violating the provisions of this chapter and the rules of the
 30 commission.

31 (5) In addition to other penalties provided by law if, after a hearing in accordance with
 32 the provisions of this chapter and the rules of the commission, the commission shall find any
 33 person to be in violation of any of the provisions of this chapter, such person may be subject
 34 to an administrative penalty equal to the greater of five hundred dollars (\$500) or one percent
 35 (1%) of gross receipts received for each violation. Each day a person is in violation of the
 36 provisions of this chapter and the rules of the commission may constitute a separate violation.
 37 All administrative penalties collected pursuant to the provisions of this subsection shall be
 38 deposited in the state treasury to the occupational licenses fund. Upon the request of the
 39 commission or its agent, the attorney general may institute action to enforce the administrative
 40 penalties imposed pursuant to this subsection in the district court for Ada county.

41 (6) Upon the request of the commission or its agent, the county prosecutor in the county
 42 where a violation has occurred or is about to occur may make application to the district court
 43 in the county for an order enjoining the acts or practices prohibited by the provisions of this
 44 chapter and the rules of the commission, and upon a showing that the person has engaged or

1 is about to engage in any of the prohibited acts or practices, an injunction, restraining order, or
2 other order as may be appropriate shall be granted by the court.

3 SECTION 14. That Section 54-421, Idaho Code, be, and the same is hereby amended to
4 read as follows:

5 54-421. EMERGENCY MEDICAL EQUIPMENT AND PERSONNEL. A promoter
6 shall have an ambulance or paramedical unit with appropriate resuscitation equipment
7 continuously present at the event site during the performance of all ~~boxing~~ contests, ~~boxing~~
8 ~~exhibitions~~ and ~~wrestling~~ exhibitions in case a serious injury occurs.

9 SECTION 15. That Section 54-422, Idaho Code, be, and the same is hereby amended to
10 read as follows:

11 54-422. SECURITY – PROMOTER’S RESPONSIBILITY. A promoter shall ensure
12 that adequate security personnel are present at a ~~boxing~~ contest, ~~boxing~~ ~~exhibition~~ or ~~wrestling~~
13 exhibition to control the crowd or audience in attendance. The size of the security force shall
14 be determined by mutual agreement of the promoter, the person in charge of operating the event
15 site or other facility and the commission.